

AMENDED IN SENATE JUNE 14, 2012

AMENDED IN SENATE JUNE 6, 2012

AMENDED IN SENATE MAY 1, 2012

AMENDED IN SENATE APRIL 9, 2012

AMENDED IN SENATE FEBRUARY 15, 2012

AMENDED IN ASSEMBLY MAY 27, 2011

AMENDED IN ASSEMBLY MARCH 29, 2011

CALIFORNIA LEGISLATURE—2011–12 REGULAR SESSION

ASSEMBLY BILL

No. 484

Introduced by Assembly Member Alejo
(Principal coauthor: Assembly Member Knight)
(Coauthor: Senator Runner)

February 15, 2011

An act to add and repeal Section 7074.4 of the Government Code, relating to enterprise zones.

LEGISLATIVE COUNSEL'S DIGEST

AB 484, as amended, Alejo. Enterprise zones: expiration of designation.

The Enterprise Zone Act requires the Department of Housing and Community Development to administer the act and to designate no more than 42 enterprise zones at any one time that may be proposed by a city, county, or city and county from applications selected on the basis of the most effective, innovative, and comprehensive regulatory, tax program, and other incentives in attracting private sector investment in

the zone proposed. The act specifies that any enterprise zone designated by the department on or after January 1, 1997, may not exceed a designation period of 15 years. Existing law also authorizes an expiring enterprise zone that applies for a new enterprise zone designation and receives a conditional designation letter from the department, to offer, and a taxpayer doing business within the geographic boundaries of the new zone referenced in the conditional designation letter is eligible to receive, all enterprise zone benefits until the department makes a final designation or declines to redesignate the zone, as specified.

This bill would authorize an enterprise zone that expired in 2012 *that sent* a letter to the department in 2012 expressing the intent of the jurisdiction to reapply for a new enterprise zone designation before the expiration of the designation of the enterprise zone. The bill would provide that if that letter ~~is was~~ sent and, if before the expiration of the designation of the enterprise zone, the department has not issued a request for proposal and has not conditionally designated the maximum number of enterprise zones within the state, ~~then~~ the enterprise zone shall be deemed to be temporarily ~~redesignated~~ *extended* and businesses within the geographic boundaries of the previous enterprise zone may continue to be eligible to receive all enterprise zone benefits. The bill would provide that the temporary ~~redesignation~~ *extension* of an enterprise zone pursuant to this section shall continue until the earlier of December 31, 2014, or the date that the department ~~completes any regulatory or administrative review, issues a request for proposal, and~~ issues conditional designation letters to the maximum number of enterprise zones within the state. The bill would also require the department to notify the Franchise Tax Board within 60 days of any extension of *an* enterprise zone ~~benefits designation~~ pursuant to these provisions. The bill would also require the department to notify the Franchise Tax Board ~~and any affected taxpayers within an enterprise zone that has been temporarily redesignated pursuant to this section 60 days prior to the date that the temporary redesignation period is to expire or December 31, 2014.~~ *within 60 days of the expiration of any enterprise zone pursuant to these provisions.*

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 7074.4 is added to the Government Code, to read:

7074.4. (a) Notwithstanding any other law, if an enterprise zone that expired in 2012 had sent a letter to the department in 2012 expressing the intent to reapply for a new enterprise zone designation before the expiration of the designation of the enterprise zone, and if, before the expiration of the designation of the enterprise zone, the department has not issued a request for proposal and has not conditionally designated the maximum number of enterprise zones within the state, the enterprise zone shall be deemed to be temporarily ~~redesignated~~ *extended* and businesses within the geographic boundaries of the previous enterprise zone shall be eligible to receive all enterprise zone benefits as of the date that the previous enterprise zone expired. The temporary ~~redesignation~~ *extension* of an enterprise zone pursuant to this section shall continue until the earlier of December 31, 2014, or the date that the department ~~completes any regulatory or administrative review, issues a request for proposal, and issues~~ conditional designation letters to the maximum number of enterprise zones within the state.

(b) The department shall notify the Franchise Tax Board within 60 days of any extension of *an* enterprise zone ~~benefits~~ *designation* pursuant to this section. The department shall notify the Franchise Tax Board ~~and any affected taxpayers within an enterprise zone that has been temporarily redesignated pursuant to this section 60 days prior to the date that the temporary redesignation period is to expire or December 31, 2014.~~ *within 60 days of the expiration of any enterprise zone pursuant to this section.*

(c) This section shall remain in effect only until January 1, 2015, and as of that date is repealed, unless a later enacted statute, that is enacted before January 1, 2015, deletes or extends that date.